

**BLAKELY
SOKOLOFF
TAYLOR &
ZAFMAN**A LIMITED LIABILITY
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SUNNYVALE, CALIFORNIA 94085-4040(408) 720-8300 (Telephone)
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APR 17 2008

2nd REQUEST! URGENT!!**FACSIMILE TRANSMITTAL SHEET (TRANSMITTAL TO PTO)**

Deliver to: Office of Initial Examination, Filing Receipt Division, USPTO
 Firm Name: U.S. PATENT AND TRADEMARK OFFICE
 Fax Number: (571) 273-8300 Telephone No.: (571) 272-4000
 From: Stephen M. De Klerk, Reg. No. 46,503
 Date: April 17, 2008 Time: 11:45 a.m.
 Operator: Linda Brost Atty. Docket No.: 007402.P001
 Number of pages including cover sheet: 17
 In Re Patent Application of: Depak Kaura Lal
 Application No.: 10/523,988
 Filed: February 8, 2005 [Acceptance Date - March 3, 2006]
 For: ENERGY CONSUMPTION MONITORING
 Message: In reviewing the file for this application in preparation for paying the issue fee, we noted that there were errors in PAIR and on the Filing Receipt. This 371 application was filed on Feb. 8, 2005, but the postcard was returned with a stamp of Feb. 9, 2005; see copies of Express Mail label with correct date circled, the returned postcard with the serial number, and a printout of the PAIR record from today, which still has the incorrect original filing date. We requested that this error be corrected in our Missing Requirements response; attached are the 1st three pages of that response for your reference. Also, we have requested three times before to have the UK priority document number corrected; it should be 0218452.1 (WITH A PERIOD BETWEEN THE LAST TWO NUMBERS). Copies of the 1st page of the PCT, the Declaration, 1st three pages of the Preliminary Amendment, and of the Filing Receipt are enclosed. Please CORRECT THE PAIR RECORD to show the initial filing date of 2/8/05 and ISSUE A CORRECTED FILING RECEIPT showing the correct GB priority number as soon as possible. The filing date must be corrected before the patent issues, please notify FDC. Thank you for your assistance.

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being transmitted to the Patent and Trademark Office by facsimile on:

Date of Transmission: April 17, 2008Linda K. Brost

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Linda K. Brost
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LOS ANGELES

10/523988

Int'l App. No. PCT/GB2003/003338 Int'l Filing Date: 31 Jul 2003 Docket No.: 7402.P001
 US App. No. 08 Feb 2005 US Filing Date: 08 Feb 2005 Foreign Asgmt. No. 406,78827/02mlb
 Date Mailed 08 Feb 2005 Docket Due Date(s): 08 Feb 2005 Atty/Sec: SMD/kh
 Client: DEPAK LAL
 Title: ENERGY CONSUMPTION MONITORING **DT07 Rec'd PCT/PTO 8 FEB 2005**

Inventor(s) Lal

The following has been received in the U.S. Patent & Trademark Office on the date stamped herein:

- | | |
|--|---|
| <input type="checkbox"/> Abstract | <input type="checkbox"/> PCT Request (orig. & copy) |
| <input checked="" type="checkbox"/> Amendment: Preliminary (<u>11</u> pgs) | <input type="checkbox"/> Petition for Extension of Time: |
| <input checked="" type="checkbox"/> Application: <u>Utility</u> (<u>37</u> pgs) | <input type="checkbox"/> Power of Attorney (pgs) (orig. & copies) |
| <input type="checkbox"/> Assignment & Cover Sheet (<u> </u> pgs) | <input type="checkbox"/> Priority Request |
| <input type="checkbox"/> Certificate of | <input type="checkbox"/> Response to Notice of Missing Parts |
| <input type="checkbox"/> Claims (pgs) | <input type="checkbox"/> Response to Written Opinion (pgs) |
| <input type="checkbox"/> Drawings: sheets, figures | <input type="checkbox"/> Transmittal Letter |
| <input checked="" type="checkbox"/> Express Mail EV 406406123 US | <input type="checkbox"/> Transmittal of Formal Drawings |
| <input type="checkbox"/> Fee Calculation Sheet (orig. & copy) | <input checked="" type="checkbox"/> Check No. <u>70375</u> In the Amount of <u>\$500.00</u> |
| <input type="checkbox"/> Information Disclosure Statement & PTO/SB/08 (3 pgs) | <input type="checkbox"/> Check No. <u> </u> In the Amount of <u> </u> |
| <input checked="" type="checkbox"/> Other | |

Copy of International Search Report, return receipt postcard

Assignee: Depak LalForeign Associate's Name: Frank B. Dehn & Co.

10/523,988 ENERGY CONSUMPTION MONITORING

04-17-

2008::14:20:53

Transaction History

Date	Transaction Description
04-15-2008	Dispatch to FDC
04-14-2008	Dispatch to FDC
04-08-2008	Filing Receipt - Corrected
04-01-2008	Application Is Considered Ready for Issue
03-31-2008	Issue Fee Payment Verified
03-31-2008	Issue Fee Payment Received
02-14-2008	Filing Receipt - Corrected
12-31-2007	Mail Notice of Allowance
12-28-2007	Notice of Allowance Data Verification Completed
12-28-2007	Document Verification
10-23-2007	Date Forwarded to Examiner
10-15-2007	Response after Non-Final Action
10-15-2007	Request for Extension of Time - Granted
02-09-2005	Information Disclosure Statement considered
02-09-2005	Information Disclosure Statement (IDS) Filed
04-12-2007	Mail Non-Final Rejection
04-11-2007	Non-Final Rejection
03-12-2007	Case Docketed to Examiner in GAU
02-26-2007	Transfer Inquiry to GAU
02-21-2007	Transfer Inquiry to GAU
01-29-2007	Case Docketed to Examiner in GAU
10-19-2006	Case Docketed to Examiner in GAU
06-02-2006	IFW TSS Processing by Tech Center Complete
06-02-2006	Case Docketed to Examiner in GAU
02-09-2005	Request for Foreign Priority (Priority Papers May Be Included)
02-09-2005	Preliminary Amendment
03-03-2006	Reference capture on IDS
04-06-2006	Cleared by OIPE CSR
04-06-2006	Cleared by OIPE CSR
04-06-2006	Cleared by OIPE CSR
04-06-2006	Cleared by OIPE CSR
03-03-2006	371 Completion Date
03-31-2006	Application Dispatched from OIPE
03-31-2006	Notice of DO/EO Acceptance Mailed
03-03-2006	Additional Application Filing Fees
03-03-2006	A statement by one or more inventors satisfying the requirement under 35 USC 115, Oath of the Applicant
09-28-2005	Notice of DO/EO Missing Requirements Mailed
02-09-2005	Initial Exam Team nn

All circled
items MUST
be corrected
to 02/08/2005!!

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Attorney's Docket No.: 007402.P001

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
FILING UNDER 35 U.S.C. § 371

In re Patent Application of:

Depak Lal

Application No.: 10/523,988

Filed: February 8, 2005

For: ENERGY CONSUMPTION
MONITORING

Examiner: Not Yet Assigned

Art Unit: Not Yet Assigned

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. § 371 IN THE
UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Dear Sir:

In response to the Notification Of Missing Requirements Under 35 U.S.C. § 371
in the United States Designated/Elected Office (DO/EO/US) mailed on
September 28, 2005, please find enclosed:

First-Class Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class
mail with sufficient postage in an envelope addressed to the Commissioner for Patents, P.O. Box 1450,
Alexandria, Virginia, 22313-1450 on:

February 28, 2006

Date of Deposit

Linda K. Brost

Name of Person Mailing Correspondence

Linda K. Brost

Signature

February 28, 2006

Date

- (1) The Declaration and Power of Attorney executed by the inventor in compliance with 37 CFR § 1.497(a) and (b);
- (2) A check in the amount of \$65.00 in payment of the surcharge of 37 C.F.R. § 1.492(e) (late oath or declaration) (small entity fee);
- (3) A Petition for a three-month extension of time under 37 C.F.R. § 1.136(a); and
- (4) A check in the amount of \$510.00 in payment of the extension of time fee (small entity); and
- (8) A copy of the Notification Of Missing Requirements Under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US).

* In addition, please note that the filing date is incorrect as shown on the sticker affixed to the original return receipt postcard for this application as well as on the Notification of Missing Requirements. Enclosed please find: *

(1) A copy of the return receipt postcard, with the correction to the sticker marked;

(2) A copy of the Preliminary Amendment filed with the application, reflecting a Certificate of Mailing stating that the application was mailed on February 8, 2005; and

(2) A copy of the Express Mail label, showing as February 8, 2005 the date this application was received and processed at the U.S. Postal Service.

Please correct the filing date for this application in your records to February 8, 2005.

If any additional fee is required, please charge Deposit Account No. 02-2666. A duplicate of this Response is enclosed for deposit account charging purposes.

Respectfully submitted,

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

Dated: February 28, 2006

/s/
Stephen M. De Klerk
Reg. No. 46,503

12400 Wilshire Boulevard
Seventh Floor
Los Angeles, California 90025
(408) 720-8300

(12) INTERNATIONAL APPLICATION PUBLISHED UNDER THE PATENT COOPERATION TREATY (PCT)

(19) World Intellectual Property
Organization
International Bureau



(43) International Publication Date
19 February 2004 (19.02.2004)

PCT

(16) International Publication Number
WO 2004/015837 A3

(51) International Patent Classification⁷: H02J 33/00, G06F 17/60

(21) International Application Number:
PCT/GB2003/003338

(22) International Filing Date: 31 July 2003 (31.07.2003)

(25) Filing Language: English

(26) Publication Language: English

(30) Priority Data:
0218452.1 8 August 2002 (08.08.2002) GB

(71) Applicant and

(72) Inventor: LAL, Depak [GB/GB]; 3, Home Ground,
Cricklade, Wiltshire SN6 6JG (GB).

(74) Agent: BUTLER, Michael, John; Frank B. Dehn & Co.,
179 Queen Victoria Street, London EC4V 4EL (GB).

(81) Designated States (*national*): AE, AG, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BY, BZ, CA, CH, CN, CO, CR, CU, CZ, DE, DK, DM, DZ, EC, EE, ES, FI, GB, GD, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, MZ, NI, NO, NZ, OM, PG, PH, PL, PT, RO, RU, SC, SD, SE, SG, SK, SL, SY, TJ, TM, TN, TR, TT, TZ, UA, UG, US, UZ, VC, VN, YU, ZA, ZM, ZW.

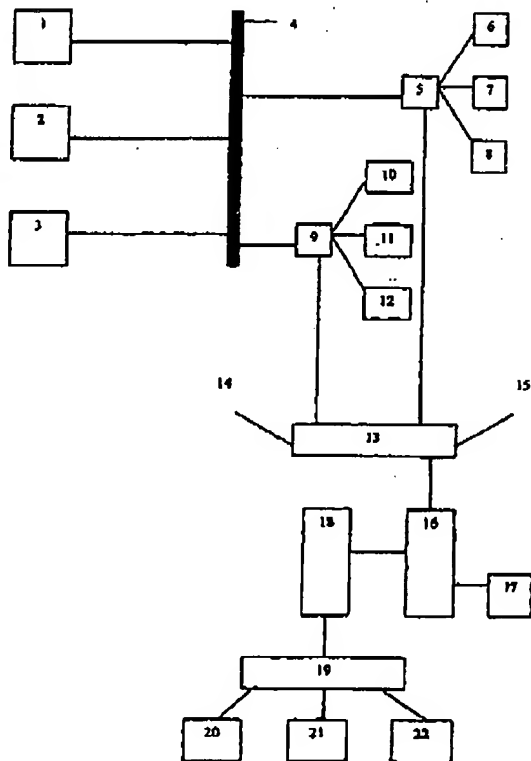
(84) Designated States (*regional*): ARIPO patent (GH, GM, KE, LS, MW, MZ, SD, SL, SZ, TZ, UG, ZM, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, BG, CH, CY, CZ, DE, DK, EE, ES, FI, FR, GB, GR, HU, IE, IT, LU, MC, NL, PT, RO, SE, SI, SK, TR), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GQ, GW, ML, MR, NE, SN, TD, TO).

Published:

— with international search report

[Continued on next page]

(54) Title: ENERGY CONSUMPTION MONITORING



(57) Abstract: A system for analysing energy usage on a network, such as an electricity network (4) which includes a number of energy sources (1, 2, 3) and a number of energy consumers (6, 7, 8, 10, 11, 12) the system including a plurality of meters (5, 9) on the network which monitor energy usage on the network at intervals throughout a day, the meters supplying data to data processing apparatus (16, 17) which aggregates the data so as to provide an indication of current total energy usage, and which stores data so as to permit the retrieval of historical energy usage for predetermined intervals on days of the year, wherein the data processing apparatus further compares current total energy usage for a particular point or period of time in the year with average historical total energy usage for that point or period of time, and generates an index which indicates the difference between the average historical energy usage and the current total energy usage. A period of time is taken for data to be received from all of the meters (5, 9), and once the data has been received from all of the meters and aggregated, subsequent aggregate totals are calculated at intervals substantially shorter than said period of time using the latest data received from all of the meters. The index can be used to reduce the financial effects of imbalances in a network in which retailers contract for the supply of energy from energy producers. In such an arrangement, the retailer's own demand error is calculated using the commonly applicable index by producers and retailers, to give an indication of the degree of imbalance in the market. Financial derivatives can be used to hedge the financial consequences of imbalances.

WO 2004/015837 A3

Attorney's Docket No.: 007402.P001

Patent

First Named Inventor: Deepak Lal

Check One:

- ☐ Declaration Submitted with
Initial Filing
- ☒ Declaration Submitted After
Initial Filing (Surcharge under
37 C.F.R. § 1.16(e) Required)
- OR

Complete If Known:

Application No.: 10/523,988
Filing Date: February 8, 2005
Art Unit: Not Yet Assigned
Examiner Name: Not Yet Assigned

DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

ENERGY CONSUMPTION MONITORING

(Title of the Invention)

the specification of which

☒ is attached hereto
☒ was filed on (MM/DD/YYYY) 02/08/2005 as
as United States Application Number 10/523,988
or PCT International Application Number _____
and was amended on (MM/DD/YYYY) _____
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment specifically referred to above.

I do not know and do not believe that the claimed invention was ever known or used in the United States of America before my invention thereof, or patented or described in any printed publication in any country before my invention thereof or more than one year prior to this application. I do not know and do not believe that the claimed invention was in public use or on sale in the United States of America more than one year prior to this application, nor do I know or believe that the invention has been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months (for a utility patent application) or six months (for a design patent application) prior to this application.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

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-1-

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			Priority Claimed?		Certified Copy Attached?	
<u>PCT/GB2003/003938</u> (Number)	<u>PCT</u> (Country)	<u>07/31/2003</u> (Foreign Filing Date - MM/DD/YYYY)	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
<u>0218452.1</u> (Number)	<u>Great Britain</u> (Country)	<u>08/08/2002</u> (Foreign Filing Date - MM/DD/YYYY)	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
_____ (Number)	_____ (Country)	_____ (Foreign Filing Date - MM/DD/YYYY)	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Yes	<input type="checkbox"/> No

Appointment of Patent Practitioners:

I hereby appoint the patent practitioners associated with the Customer Number **08791** as my respective patent attorneys and patent agents; with full power of substitution and revocation, to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected herewith.

If this patent application is assigned, then the undersigned hereby authorizes the patent attorneys and patent agents named herein to accept and follow instructions from the assignee(s) as to any action to be taken in the United States Patent and Trademark Office regarding this application without direct communication between the patent attorneys and patent agents and the undersigned. In the event of a change in the persons from whom instructions may be taken, at least one patent attorney or patent agent named herein will be so notified by the undersigned.

Direct all correspondence to (check one):

☒ Customer Number **08791** OR

☐ Correspondence Address Below:

Stephen M. De Klerk
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
12400 Wilshire Boulevard
Seventh Floor
Los Angeles, California 90025
Telephone: (408) 720-8300
Fax: (408) 720-8383

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR: ☐ A petition has been filed for this unsigned inventor

Full Name: Depak Kaure LAI
(Given Name (First and Middle (if any)), Family Name (or Surname), and Suffix (if any))

Inventor's Signature Depak Lai Date 20th February 2008

Residence Wiltshire, Great Britain Citizenship Great Britain
(City, Country) (Country)

Mailing Address 3, Home Ground, Cricklade
Wiltshire SN6 6JG, Great Britain

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APR 17 2008

Attorney's Docket No.: 007402.P001

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
FILING UNDER 35 U.S.C. § 371

In re Patent Application of:

Depak Lal

Application No.: Not Yet Assigned

Filed: Herewith

For: ENERGY CONSUMPTION
MONITORING

Examiner: Not Yet Assigned

Art Unit: Not Yet Assigned

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

Dear Sir:

Prior to examination of the above-referenced application, the Applicant respectfully requests the Examiner to enter the following amendments and to consider the following remarks. The Examiner is requested to enter this amendment before calculating the fee.

Certificate of Express Mailing

"Express Mail" mailing label number: EV 409406123 US

Date of Deposit: February 8, 2005

I hereby certify that I am causing this paper or fee to be deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above and that this paper or fee has been addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia, 22313-1450.

Linda K. Brost

(Typed or printed name of person mailing paper or fee)

(Signature of person mailing paper or fee)

(Date signed)

Depak Lal
Application No.: Not Yet Assigned

Examiner: Not Yet Assigned
Art Unit: Not Yet Assigned

- 1 -

REPLACEMENT PAGES

Please replace Page 16 of the original application with the corresponding
Amended Sheet under Article 34.

Depak Lal

Application No.: Not Yet Assigned

- 2 -

Examiner: Not Yet Assigned

Art Unit: Not Yet Assigned

APR 17 2008

IN THE SPECIFICATION

Please add the following paragraph at Page 1, Line 2 of the application:

-- This is a National Phase of International Application No.
PCT/GB2003/003338, filed on July 31, 2003, which claims priority from Great
Britain Patent Application No. 0218452.1, filed on August 8, 2002. --

Depak Lal
Application No.: Not Yet Assigned

- 3 -

Examiner: Not Yet Assigned
Art Unit: Not Yet Assigned

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 Alexandria, Virginia 22315-1450
 www.uspto.gov

APPLICATION NUMBER	FILING or 371(c) DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO.	TOT CLAIMS	IND CLAIMS
10/523,988	03/03/2006	2125	815	7402P001	20	3

CONFIRMATION NO. 2840

CORRECTED FILING RECEIPT

8791
 BLAKELY SOKOLOFF TAYLOR & ZAFMAN
 1279 OAKMEAD PARKWAY
 SUNNYVALE, CA 94085-4040

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APR 11 2008

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN
SUNNYVALE

Date Mailed: 04/08/2008

Receipt is acknowledged of this non-provisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections.

Applicant(s)

Depak Kaura Lal, Wiltshire, UNITED KINGDOM;

Power of Attorney: The patent practitioners associated with Customer Number 8791**Domestic Priority data as claimed by applicant**

This application is a 371 of PCT/GB03/03338 07/31/2003

Foreign Applications

UNITED KINGDOM 02184521 08/08/2002

↳ 0218452.1

If Required, Foreign Filing License Granted: 02/14/2008

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US 10/523,988**

Projected Publication Date: Not Applicable**Non-Publication Request:** No**Early Publication Request:** No**** SMALL ENTITY ****

Entered into FIP

Rev. 7-00

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CENTRAL FAX CENTER****APR 17 2008****Title****ENERGY CONSUMPTION MONITORING****Preliminary Class****700****PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process simplifies the filing of patent applications on the same invention in member countries, but **does not** result in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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